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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2/27/04

In re application of:

Garg *et al.*

Appl. No.: 08/594,401

Filed: January 31, 1996

For: **Superscalar RISC Instruction Scheduling**

Art Unit: 2302

Examiner: Donaghue, L.

Atty Docket: SP035.C2

Declaration Under 37 C.F.R. § 1.132

Assistant Commissioner for Patents
Washington, DC 20231

Sanjiv Garg, Kevin R. Iadonato, Le T. Nguyen and Johannes Wang, Applicants in the identified patent application, declare and state as follows:

1. We are the sole inventors of the subject matter described and claimed in part in the present application. The inventive subject matter is a result of our work as part of SMOS System's "Seabird" project team.

2. The Instruction Execution Unit (IEU) described and claimed in part in the present application was a part of S-MOS System's "Seabird" architecture project.

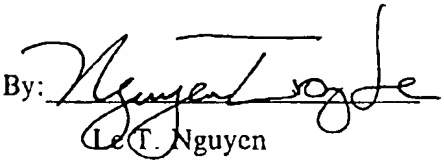
3. Derek J. Lentz, Yoshiyuki Miyayama, Yasuaki Hagiwara and Quang Trang (co-inventors of U.S. Patent No. 5,448,705 to Nguyen *et al.*) were also a part of S-MOS System's "Seabird" project team. U.S. Patent No. 5,448,705 describes and claims in part a method of operation in the overall microprocessor architecture that was created by the "Seabird" project. U.S. Patent No. 5,448,705 describes but does not claim the elements of the IEU.

4. The subject matter of U.S. Patent No. 5,448,705 that is relied upon by the Examiner in the outstanding 35 U.S.C. § 102(e) rejection is a description of our IEU design that is further described and claimed in part in the present application.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

By:_____ Date:_____
Sanjiv Garg

By:_____ Date:_____
Kevin R. Iadonato

By:  Date: March 7, 97
Le T. Nguyen

By:_____ Date:_____
Johannes Wang

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By: Sanjiv Garg
Sanjiv Garg

Date: 3/24/97

By: _____
Kevin R. Iadonato

Date: _____

By: _____
Le T. Nguyen

Date: _____

By: _____
Johannes Wang

Date: _____

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By:_____ Date:_____
Sanjiv Garg

By: Kevin R. Iadonato Date: Jan. 15, 1997
Kevin R. Iadonato

By:_____ Date:_____
Le T. Nguyen

By:_____ Date:_____
Johannes Wang